

CIVIL COVER SHEET

JS-10
(Rev. 10-96)

This cover sheet is to be filled out by the filer and the information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by the Federal Rules of Civil Procedure. This form, approved by the Judicial Conference of the United States in September 1974, is required for filing of the cover sheet of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM)

I. (a) PLAINTIFFS

REBECCA WILLIAMS

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF

DALLAS

(EXCEPT IN U.S. PLAINTIFF CASES)

DEFENDANTS

DALLAS INDEPENDENT
SCHOOL DISTRICT

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT

DALLAS

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

BRENDA J. WILLIAMS
400 S. ZANG #1305
DALLAS, TX 75208
214 946-0865

ATTORNEYS (IF KNOWN)

3-02 CV 1229 H

II. BASIS OF JURISDICTION

(PLACE AN "X" IN ONE BOX ONLY)

☐ 1 U.S. Government Plaintiff

☒ Federal Question (U.S. Government Not a Party)

☐ 2 U.S. Government Defendant

☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES

(For Diversity Cases Only)

(PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

Citizen of This State

Incorporated or Principal Place of Business in This State

Citizen of Another State

Incorporated and Principal Place of Business in Another State

Citizen or Subject of a Foreign Country

Foreign Nation

IV. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

☒ Original Proceeding

☐ 2 Removed from State Court

☐ 3 Remanded from Appellate Court

☐ 4 Reinstated or Reopened

Transferred from another district (specify)

☐ 5 Multidistrict Litigation

Appeal to District Judge from Magistrate Judgment

V. NATURE OF SUIT

(PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 361 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 420 Copyrights <input type="checkbox"/> 430 Patent <input type="checkbox"/> 440 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 610 Selective Service <input type="checkbox"/> 650 Securities/Commodities/Exchange <input type="checkbox"/> 675 Customer Challenge 12 USC 3410 <input type="checkbox"/> 691 Agricultural Acts <input type="checkbox"/> 692 Economic Stabilization Act <input type="checkbox"/> 693 Environmental Matters <input type="checkbox"/> 694 Energy Allocation Act <input type="checkbox"/> 695 Freedom of Information Act <input type="checkbox"/> 696 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 697 Constitutionality of State Statutes <input type="checkbox"/> 698 Other Statutory Actions
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input checked="" type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Other Civil Rights	PRISONER PETITIONS: <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> HABEAS CORPUS: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	SOCIAL SECURITY <input type="checkbox"/> 661 -HIA (1995M) <input type="checkbox"/> 662 Black Lung (923) <input type="checkbox"/> 663 DIWC/DIWW (405(g)) <input type="checkbox"/> 664 SSID Title XVI <input type="checkbox"/> 665 RSI (405(g)) FEDERAL TAX SUITS: <input type="checkbox"/> 670 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 671 IRS - Third Party 28 USC 7609	

VI. CAUSE OF ACTION

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE)

(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

TITLE III of CIVIL RIGHTS Act of 1964, 42 USC § 2000-e, et seq.
DISCRIMINATION BASED ON RACE - BLACK

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER FR.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND:

☒ YES ☐ NO

VIII. RELATED CASE(S) (See instructions). IF ANY

JUDGE

DOCKET NUMBER

SIGNATURE OF ATTORNEY OF RECORD

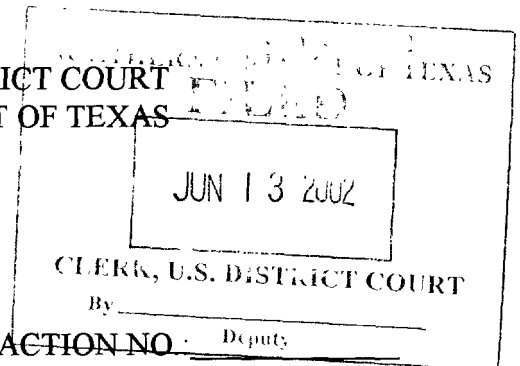
6-13-02

Brenda J. Williams

OFFICE USE ONLY

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION



REBECCA WILLIAMS

Plaintiff

V.

DALLAS INDEPENDENT
SCHOOL DISTRICT

Defendant

§
§
§
§
§
§
§

CIVIL ACTION NO. Deputy

3-02CV 1229H

PLAINTIFF'S ORIGINAL COMPLAINT

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

COMES NOW, REBECCA WILLIAMS, Plaintiff herein, and complains of DALLAS INDEPENDENT SCHOOL DISTRICT., Defendant in this action, and for her cause of action would respectfully show the following:

JURISDICTION and VENUE

This action alleges violations of Title VII of the Civil Rights Act of 1964, 42 U.S.C. 2000-e, et seq. Jurisdiction is founded on 42 U.S.C. 2000-e, et seq., 28 U.S.C. §§ 1331, 1343 (1)(2)(3)(4). Venue is proper in the Northern District of Texas, Dallas Division, pursuant to 28 U.S.C. § 1391 because the claims arose in this district.

PARTIES

- 1) Plaintiff, REBECCA WILLIAMS, is a black female residing in Dallas, Texas.
- 2) At all times relevant hereto, Plaintiff is employed by Defendant, DALLAS INDEPENDENT SCHOOL DISTRICT. Plaintiff has been subjected to unlawful employment practices committed in the State of Texas by employees and agents of the Defendant.

3) Defendant DALLAS INDEPENDENT SCHOOL DISTRICT is a political subdivision, governmental entity and employer within the meaning of Title VII of the Civil Rights Act of 1964, 42 U.S.C. 2000-e in Dallas County; Defendant may be served with citation by serving the Superintendent, Mike Moses, Ed. D. at 3700 Ross Avenue, Dallas, Texas 75204-5491.

PROCEDURAL REQUIREMENTS

4) Plaintiff has timely filed charges of race discrimination with the EEOC, alleging violation of Title VII of the Civil Rights Acts of 1964, as amended, 42 U.S.C.A., 2000e et seq. **Plaintiff has complied with all administrative requirements for perfecting her charge.** On or about March 15, 2002, Plaintiff timely submitted a charge of race discrimination. On March 15, 2002, the EEOC issued Plaintiff a Notice of Right to Sue and Plaintiff filed this complaint within 90 days from receipt of such notice. The charge and right to sue letter are attached hereto and incorporated herein by reference, as Exhibit "A" and Exhibit "B," respectively.

FACTUAL SUMMARY

5) Plaintiff was subjected to racially derogatory slurs, literature with racially derogatory contents and racially derogatory music during her employment with DALLAS INDEPENDENT SCHOOL DISTRICT.

First Cause of Action 42 USC § 2000 (e), et seq.

6) The Plaintiff herein reaffirms and reaffirms each and every assertion set forth in this Complaint and further claims that:

7) Plaintiff was subjected to race discrimination from Defendant in that a white employee of the Defendant made racially derogatory comments to her, exhibited racially derogatory literature, and played racially derogatory music to Plaintiff other Black employees and thereby created a hostile

working environment.

8) Plaintiff was discriminated against by the Defendant, because Defendant took no action against the white employee who made the racially derogatory statements, distributed racially derogatory materials and played racially derogatory music at the workplace.

9) Within 300 days of the acts of which she complains, Plaintiff filed charges of discrimination with the Equal Employment Opportunity Commission (EEOC). Any allegations in this action which pertain to events prior to 300 days before the EEOC Charges pertain to the allegations of continuing violation.

10) This suit is timely filed in accordance therewith.

11) Defendant is the direct cause of Plaintiff's injuries including but not limited to compensatory and punitive damages, attorney's fees, pre-judgment and post-judgment interest and any other such further relief, at law or in equity, as the Court deems necessary and proper.

COURT COSTS AND ATTORNEY'S FEES

12) The Plaintiff herein reaffirms and alleges each and every assertion set forth in the complaint and further claim that:

13) As a result of Defendants' wrongful conduct, Plaintiff was compelled to retain Brenda J. Williams to represent her in the matter. Pursuant to 42 U.S.C. Section 1988, and the considerations related to punitive damages, Plaintiff seeks her reasonable and necessary attorney's fees and courts costs.

JURY DEMAND

- 14) Plaintiff demands a trial by jury in each and every issue of fact raised by the petition.

PRAYER

15) WHEREFORE, Plaintiff prays for judgment against Defendant for compensatory, punitive and general damages, back pay, front pay, reinstatement and declaratory and injunctive relief, attorneys' fees, costs and interest and such other and further general relief in law or equity to which Plaintiff may be reasonably entitled.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brenda J. Williams". The signature is fluid and cursive, with the first name "Brenda" being more prominent than the last name "Williams".

Brenda J. Williams
State Bar No. 21515300
Bank of America, Oak Cliff Tower
400 South Zang Blvd., Suite 1305
Dallas, Texas 75208
(214) 946-0858
(214) 948-3038 FAX

ATTORNEY FOR PLAINTIFF